

RECEIVED 25 MAR 2002

09/926718

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P21772.P04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jacques POINT et al.

Serial No : 09/926,718  
(National Stage of PCT/FR00/01302)

I.A. Filed : May 15, 2000

For : METHOD FOR OBTAINING FROM A CULTURE MEDIUM OF  
MICROALGAE, A HEAT-STABLE EXTRACT WITH ANTIOXIDANT  
AND WOUND HEALING ACTIVITY

### COVER LETTER

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

In order to comply with the requirements (copy enclosed) for the submission of an executed declaration and English translation of the International Application set forth in the Notification mailed January 25, 2002 which sets a two month period of response until March 25, 2002, Applicants hereby submit:

- Transmittal Letter to the United States Designated/Elected Office Concerning a Filing

Under 35 U.S.C. 371;

- an executed Declaration and Power of Attorney;

- an English language translation of the International application as originally filed (7 pages);

- a Preliminary Amendment and Cover Letter Submitting Modified Pages, with attachments

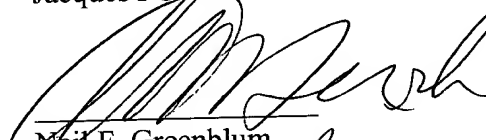
(English translation of Annex, and copy of the International Preliminary Examination Report and the Annex (in French));

- a check in the amount of \$195.00 of which \$65.00 is payment of the surcharge for late filing of the Declaration, and \$130.00 is payment of Non-English specification.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 19-0089.

Should the Examiner have any questions, he is invited to contact the undersigned at the below listed number.

Respectfully submitted,  
Jacques POINT et al.

  
Neil F. Greenblum  
Reg. No. 28,394 *Reg. No. 33,094*

March 25, 2002  
GREENBLUM & BERNSTEIN, P.L.C.  
1941 Roland Clarke  
Reston, VA 20191  
(703) 716-1191



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box 921  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 09/926,718	FIRST NAMED APPLICANT Jacques Point	ATTY. DOCKET NO. P21772
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INTERNATIONAL APPLICATION NO. PCT/FR00/01302	
I.A. FILING DATE 05/15/2000	PRIORITY DATE 06/08/1999

07055  
GREENBLUM & BERNSTEIN, P.L.C.  
1941 ROLAND CLARKE PLACE  
RESTON, VA 20191

CONFIRMATION NO. 6462

371 FORMALITIES LETTER



\*OC000000007337127\*

Date Mailed: 01/25/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Request for Immediate Examination

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FEB 05 2002

GREENBLUM &amp; BERNSTEIN, P.L.C.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English.
- Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 30 months from the priority date (37 CFR 1.492(f)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE

OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$260 for a Large Entity:

- \$130 Late oath or declaration Surcharge.
- \$130 for English translation surcharge required.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/926,718	PCT/FR00/01302	P21772

Form PTO-1390  
P21772.P01U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

P21772

09/926718

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/926,718

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAIMED

PCT/FR00/01302

15 May 2000

08 June 1999

TITLE OF INVENTION  
METHOD FOR OBTAINING FROM A CULTURE MEDIUM OF MICROALGAE, A HEAT-STABLE EXTRACT WITH ANTIOXIDANT AND  
WOUND HEALING ACTIVITY

APPLICANT(S) FOR DO/EO/US

Jacques POINT, Jean-CLaude BACCOU, and Bruno BAROUX

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☐ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
4. ☐ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3))
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).  
"Executed"
10. ☒ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (U.S.C. 371(c)(5)).

Items 11 to 16 below concern other document(s) or information included:

11. Assignee: AQUAMER(SAEM) of Méze, FRANCE
12. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
13. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
14. ☒ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ Figure of Drawing to be published \_\_\_\_\_
18. ☒ Other items or information:
  - Cover Letter.
  - Copy of form Notification of Missing Requirements.
  - PCT/IPEA/409, including Annex (in French).

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 09/926,718		INTERNATIONAL APPLICATION NO. PCT/FR00/01302		ATTORNEY'S DOCKET NUMBER P21722	
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19. <input checked="" type="checkbox"/> The following fees are submitted:  Basic National Fee (37 CFR 1.492(a)(1)-(5)):  Search report has been prepared by the EPO or JPO. .... \$ 890.00 International preliminary examination fee paid to USPTO (37 CFR 1.482). .... \$ 710.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO(37 CFR 1.445(a)(2)). .... \$ 740.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2) paid to USPTO. .... \$1,040.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4). .... \$ 100.00  ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS		PTO USE ONLY	
Surcharge of \$130.00 for furnishing the oath or declaration later than <u>  20  </u> <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00			

Claims	Number Filed	Number Extra	RATE		
Total Claims	15 - 20 =	0	X \$18.00	\$ 0.00	
Independent Claims	1 - 3 =	0	X \$84.00	\$ 0.00	
Multiple dependent claim(s) (if applicable)			+ \$280.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 130.00	

<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.		\$ 65.00			
SUBTOTAL =		\$ 65.00			
Processing fee of \$130.00 for furnishing the English translation later than <u>  20  </u> <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		+		\$ 130.00	
Extension of Time fee in the amount of \$				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 195.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		+		\$ 0.00	
TOTAL FEES ENCLOSED =				\$ 195.00	

03/28/2002 MALI11 00000100 09926718					
01 FC:156 130.00 OP				Amount to be refunded \$	
02 FC:254 65.00 OP				Charged \$	

a. ☒ A check in the amount of \$195.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to  
Deposit Account No. 19-0089.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and  
granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO CUSTOMER NO. 7055  
AT THE PRESENT ADDRESS OF:  
Neil F. Greenblum  
GREENBLUM & BERNSTEIN, P.L.C.  
1941 Roland Clarke Place  
Reston, VA 20191  
(703) 716-1191

  
 SIGNATURE  
 Neil F. Greenblum  
 NAME

REGISTRATION NUMBER  
 130.00 OP

03/29/2002 MALI11 00000013 09926718  
 01 FC:156 130.00 OP